

State of Indiana }
Adams County } In the Court of Common
Catharine Frank } Pleas Jan Term 1861.

vs
John Frank
Margaret Byers
Catharine Byers
Mary Ann Frank
Mariah Frank
Elizabeth Frank
Lucy M. Frank

Warrant of
Partition

The State of Indiana vs John
Crawford Covey Galloway & Sigelman
Rawley. Whereas heretofore was filed on the
18th day of ~~October~~ 1861. The plaintiff
filed in the Clerk's office of the Court
of Common Pleas of Adams County
her Petition for Partition of the
lands herein after described between
the said Parties. upon which
Petition such proceedings were
had in said Court as resulted in
the rendition of an interlocutory
decree for Partition of said
land in said Petition mentioned
to wit; the South East quarter
of the North East quarter of Section
thirty two (32) and the West half

of the South West quarter of Section Thirtieth
(33) All in Town Ship Twenty Six
(26) North, of Range fifteen East, in
the County of Adams in the State of Indiana.
Containing in all 120 Acres be the same
more or less.

You were each appointed by
the said Court to make Partitions
of said land by setting off and
assigning to the said Catharine
Frank in Severalty and third part
in Value of said Real Estate to be selected
out of the improved part or as near as the same
can be laid for her share thereof, And
by setting off and assigning to the said
Nancy D. Frank, & Mary A. Frank
Jointly two ninths part in Value of
said Real Estate to be set off
next adjoining the share of the said
Plaintiff for their share thereof;
And by setting off and assigning
to the said John Frank, Margaret
Beyer, Mary Ann Frank and
Marion Frank Jointly the
remaining four ninths part in
Value of said Real Estate
for their share thereof.

You are therefore hereby

commanded to make said Partitions
by setting off and assigning to the said
Catharine Frank in Severalty
one third part in Value of said Real
Estate to be selected out of the improved
part or as near as the same can be
laid for her share thereof.

And by setting off and assigning to
the said Nancy D. Frank & Mary A.
Frank Jointly two ninths part in
Value of said Real Estate to be
set off next adjoining the share
of the said Plaintiff for their share
thereof. And by setting to the said
John Frank, Margaret Beyer,
Mary Ann Frank, & Catharine Frank
Jointly the remaining four ninths
part in Value of said Real Estate for
their share thereof, if the same
can be done without injury to the
Value of said land or damage to the
Owners thereof. And Report your
proceedings in the premises to the said
Court at the next Regular term -
thereof.

Witness my hand & the Seal of the Court at
the Court of Common Pleas and
the Seal thereof at the official
of the Court the 20th day of
September 1861.
James B. Spencer Clerk

State of Indiana

Adams County $\frac{2}{3}$ th. Personally appeared

before the undersigned
Josiah Crawford, George Gallowsay and
Silmon Pawley the Commissioners within
named and upon their oath say
that they will well & truly make
partition of the lands so there described
if the same can be done without
damage to the value thereof according
to the best of our judgment & ability
So help us God.

Josiah Crawford

Silmon Pawley

George Gallowsay

Subscribed & Sworn to before me this the
5th day of October 1861.

John Stetler Justice of the Peace
Justice fees fifteen Cts

State of Indiana, In the Court of Common
Adams County (Neas of Adams County)
September Term 1861

Catharine Frank

vs

John Frank

Margaret Beyers Christopher Beyers Mary
Ann Frank Mariah Frank ^{James} Elizabeth
Frank Arey M C Frank

Catharine Frank plaintiff in this
action complains John Frank Margaret
Beyers ^{interposing writs} Christopher Beyers Mary Ann Frank
Mariah Frank ^{James} Elizabeth Frank and
Arey M C Frank defendants and says
that the said Plaintiff and said defendants
^{except the said Christopher} are seized in fee simple of the following
described real Estate and hold the same
as tenants in common to wit: The South
East quarter of the North East quarter of
Section thirty two (32) and the West half of
the South West quarter of Section thirty
three (33) all in Township twenty Six (26)
North of Range fifteen East in the
County of Adams in the State of Indiana
containing in all 120 acres be the same
more or less and that the said Plaintiff
is entitled to one third part of said Real
Estate in fee simple in value and that
the said defendants ^{except the said Christopher} are each entitled

to one fourth part of said Real Estate
in Value and the plaintiff further shews
that the said Margret, Beysers Mary Ann
Hants Mariah Hants ^{Joseph} Elizabeth Hants and
Suz Mc Hants are minors under the age
of twenty one years and the Plaintiff further
shews that she is the mother and natural
guardian of ^{James} Elizabeth and Suzy Mc of said
their father being dead and the plaintiff asks
for ^{partition} ~~partition~~ of said Real
Estate and the demands and selects as
her share of said Real Estate the improved
part of said land or so much thereof as
may be equal to her interest therein and
the Plaintiff asks that partition of said Real
Estate be made by setting off to the plaintiff
in severality one third part in Value
of said Real Estate and by setting off
in ^{jointly} ~~severality~~ to the said ^{James} Elizabeth and
Suzy Mc two ninths of said Real
together and next adjoining the share
of the said plaintiff and by setting off in
severality to the other said defendants the
said remaining four ninths and that
the Court do appoint commissioners to
make said partition and grant such other
further and general relief to the plaintiff
as may appear just

D. H. Hants
Att. Plaintiff